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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>		Application Number	10/813,845
		Filing Date	March 30, 2004
		First Named Inventor	Stephen D. Pacetti
		Group Art Unit	1734
Total Number of Pages in This Submission (excluding references)	3	Examiner Name	Laura E. Edwards
		Attorney Docket Number	50623.00343

ENCLOSURES (check all that apply)

<input type="checkbox"/> Deposit Account 07-1850 Authorization <input checked="" type="checkbox"/> Postage Paid Return Postcard <input type="checkbox"/> Amendment / Response (pages) <input type="checkbox"/> Amendment Transmittal Letter (in duplicate) (pages) <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Petition for Extension of Time (months) (in duplicate) <input type="checkbox"/> Information Disclosure Statement (in duplicate) with Form PTO-1449 <input checked="" type="checkbox"/> Express Mail Label No. EV 721 157 949 US <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers <i>(for an Application)</i> <input type="checkbox"/> Drawing(s) In/Formal ____ Sheets with Submission of Drawings Transmittal <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Fee Transmittal (1 page) (in duplicate) <input checked="" type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i> 1. Statement of the Substance of Telephonic Interview on November 7, 2005 (2 pages)
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Squire, Sanders & Dempsey L.L.P. Mark Lupkowski, Reg. No. 49,010
Signature	
Date	November 28, 2005

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date below:

Typed or printed name	Yayoi Barrack
Signature	
Date	November 28, 2005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Examiner: Laura Estelle Edwards

Stephen D. Pacetti

Serial No.: 10/813,845 Art Unit: 1734

Filed: March 30, 2004

Title: Apparatus And Method For Coating Implantable Devices

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**STATEMENT OF THE SUBSTANCE OF
TELEPHONIC INTERVIEW ON NOVEMBER 7, 2005**

Dear Examiner Edwards:

This is a Statement of the Substance of the telephonic interview which occurred on November 7, 2005 regarding the Office Action mailed on August 19, 2005.

Claims discussed

All claims in general.

Prior art discussed

Shim et al. (US 6,372,283), Sass (US 6,383,215), Vaartstra et al. (US 6,435,798), Vallana et al. (US 5,370,684), Leidner et al. (US 6,056,993), and Bergmann (US 5,855,684).

Summary of Discussion

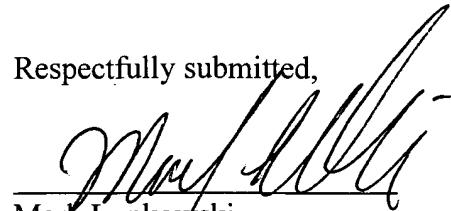
Applicant asserted that the claims were directed to a liquid coating system (in light of 35 U.S.C. Section 112, sixth paragraph and the structure disclosed in the specification). Applicant pointed out prior art was directed to a vapor deposition system and not a liquid coating system. The Examiner indicated that she and her supervisor had decided that the invention was unpatentable prior to the interview. Examiner indicated that the application would be directed to the Board of Patent Appeals for a final determination of patentability.

If the Examiner has any questions or concerns, the Examiner is invited to telephone the undersigned attorney at (415) 954-0297.

Date: November 28, 2005

Squire, Sanders & Dempsey LLP
One Maritime Plaza, Suite 300
San Francisco, CA 94111-3492
Telephone: 415.954.0297

Respectfully submitted,



Mark Lupkowski

Reg. No. 490010
Attorney for Applicant